

STAND. COM. REP. NO.

1064

Honolulu, Hawaii

MAR 25 2015

RE: S.C.R. No. 25
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Water and Land, to which was referred
S.C.R. No. 25 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A
TERM LEASE AND NON-EXCLUSIVE EASEMENT FOR THE TIDE POOL
STAIRS ENCROACHMENT PURPOSES IN THE MANELE-HULOPOE MARINE
LIFE CONSERVATION DISTRICT ON THE ISLAND OF LANAI,"

begs leave to report as follows:

The purpose and intent of this measure is to issue a term
lease of fifty-five years and non-exclusive easement for 25 square
feet seaward of parcel 002, Pulawai, Lanai, identified by Tax Map
Key: (2) 4-9-17 for tide pool stairs encroachment purposes.

Your Committee received testimony in support of this measure
from the Department of Land and Natural Resources; Aha Moku
Advisory Committee; and Pulama Lanai.

Your Committee finds that the tidepool stairs and an
associated swimming hole in the Manele-Hulopoe Marine Life
Conservation District on the Island of Lanai were created by the
International Longshore and Warehouse Union during the Lanai
pineapple strike of 1951 and were reconstructed in 2006 to include
a guard rail. The stairs, which were established prior to
October 1, 1964, occupy 25 square feet seaward of parcel 002,
Pulawai, Lanai, identified by Tax Map Key: (2) 4-9-17. The Office
of Conservation and Coastal Lands of the Department of Land and
Natural Resources concluded, after a visit to the site, that no
further permits would be required for the stairs or their 2006

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repair. On June 13, 2014, the Board of Land and Natural Resources approved Pulama Lanai's request for a 55-year term, non-exclusive easement for the tide pool stairs encroachment purposes.

Your Committee has amended this measure by:

- (1) Clarifying that the stated square footage is an estimate and is subject to confirmation by the Department of Accounting and General Services; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Water and Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 25, as amended herein, and recommends that it be referred to the Committee on Ways and Means, in the form attached hereto as S.C.R. No. 25, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Water and Land,

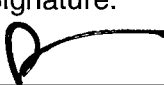


LAURA H. THIELEN, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Water and Land
WTL

Bill / Resolution No.:* <div style="text-align: center; font-size: 1.2em;">SCR 25</div>	Committee Referral: <div style="text-align: center; font-size: 1.2em;">WTL, NAM</div>	Date: <div style="text-align: center; font-size: 1.2em;">03.20.15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
THIELEN, Laura H. (C)	✓			
GALUTERIA, Brickwood (VC)	✓			
IHARA, Jr., Les				✓
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			✓
SHIMABUKURO, Maile S.L.	✓			✓ B
SLOM, Sam	✓			
TOTAL	✓			✓
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="text-align: center; font-size: 1.5em; margin-top: 10px;">  </div>				
Distribution: <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 5px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes